

UNITED STATES DISTRICT COURT

for the

Southern District of Illinois

Timothy S. Lack

Case Number: 16-1017-JPG
(Clerk's Office will provide)

Plaintiff/Petitioner(s)

v.

Alton P.d. Officers
Joel C. Bromaghin, Michael Beaber
Brian Brenner, Stephen January
Steven Bosaw

Defendant/Respondent(s)

☒ CIVIL RIGHTS COMPLAINT
pursuant to 42 U.S.C. §1983 (State Prisoner)
☐ CIVIL RIGHTS COMPLAINT
pursuant to 28 U.S.C. §1331 (Federal Prisoner)
☐ CIVIL COMPLAINT
pursuant to the Federal Tort Claims Act,
28 U.S.C. §§1346, 2671-2680, or other law

Amended Complaint

I. JURISDICTION

Plaintiff:

- A. Plaintiff's mailing address, register number, and present place of confinement.

Timothy S. Lack
Danville C.C.
3820 E. Main St
Danville IL 61834

Defendant #1:

- B. Defendant Joel C. Bromaghin is employed as

(a) (Name of First Defendant)

Alton P.d. officer

(b) (Position/Title)

with 1700 E. Broadway Alton P.d.

(c) (Employer's Name and Address)

Alton IL 62002

At the time the claim(s) alleged this complaint arose, was Defendant #1 employed by the state, local, or federal government? ☒ Yes ☐ No

If your answer is YES, briefly explain:

Alton City Police
officer Alton, IL

Defendant #2:

C. Defendant Michael Beaber is employed as

(Name of Second Defendant)

Alton P.d. officer
(Position/Title)

with Alton P.d. 1700 E. Broadway
(Employer's Name and Address)

Alton IL 62002

At the time the claim(s) alleged in this complaint arose, was Defendant #2 employed by the state, local, or federal government? ☒ Yes ☐ No

If you answer is YES, briefly explain:

Alton City Police
officer Alton, IL

Additional Defendant(s) (if any):

D. Using the outline set forth above, identify any additional Defendant(s).

Defendant #3 - Brian Brenner
(Position/Title) Alton Police officer

Defendant #4 - Stephen January
(Position/Title) Alton Police officer

Defendant #5 - Steven Bosaw
(Position/Title) Alton Police officer

Defendant #3, 4, 5 Employed by
Alton P.d. 1700 E. Broadway

(Rev. 7/2010)

1 Defendant #3, 4, 5 2 Alton IL 62002
all was employed by State, local, Federal gov.

II. PREVIOUS LAWSUITS

- A. Have you begun any other lawsuits in state or federal court relating to your imprisonment? ☐ Yes ☒ No
- B. If your answer to "A" is YES, describe each lawsuit in the space below. If there is more than one lawsuit, you must describe the additional lawsuits on another sheet of paper using the same outline. Failure to comply with this provision may result in summary denial of your complaint.
1. Parties to previous lawsuits:
Plaintiff(s):

Defendant(s):
 2. Court (if federal court, name of the district; if state court, name of the county):
 3. Docket number:
 4. Name of Judge to whom case was assigned:
 5. Type of case (for example: Was it a habeas corpus or civil rights action?):
 6. Disposition of case (for example: Was the case dismissed? Was it appealed? Is it still pending?):
 7. Approximate date of filing lawsuit:
 8. Approximate date of disposition:

III. GRIEVANCE PROCEDURE

A. Is there a prisoner grievance procedure in the institution? ☒ Yes ☐ No

B. Did you present the facts relating to your complaint in the prisoner grievance procedure? ☒ Yes ☐ No

C. If your answer is YES,

1. What steps did you take?

filed grievances at Graham and Danville relating to injuries occurring on April 21, 2016

2. What was the result?

None, blowed me off, said find doctor when get out, ~~making jokes~~ ~~nothing they could do~~

D. If your answer is NO, explain why not.

making jokes
To short of
Time, injuries healed
nothing they could do

E. If there is no prisoner grievance procedure in the institution, did you complain to prison authorities? ☒ Yes ☐ No

F. If your answer is YES,

1. What steps did you take?

Grievances at D.O.C sent through Springfield

2. What was the result?

None, blowed me off said find doctor when I get home, to short of Time

G. If your answer is NO, explain why not.

H. Attach copies of your request for an administrative remedy and any response you received. If you cannot do so, explain why not:

V. **REQUEST FOR RELIEF**

State exactly what you want this court to do for you. If you are a state or federal prisoner and seek relief which affects the fact or duration of your imprisonment (for example: illegal detention, restoration of good time, expungement of records, or parole), you must file your claim on a habeas corpus form, pursuant to 28 U.S.C. §§ 2241, 2254, or 2255. Copies of these forms are available from the clerk's office.

250,000 plus all medical
issues covered

VI. **JURY DEMAND** (check one box below)

The plaintiff ☒ does ☐ does not request a trial by jury.

DECLARATION UNDER FEDERAL RULE OF CIVIL PROCEDURE 11

I certify to the best of my knowledge, information, and belief, that this complaint is in full compliance with Rule 11(a) and 11(b) of the Federal Rules of Civil Procedure. The undersigned also recognizes that failure to comply with Rule 11 may result in sanctions.

Signed on: Nov 14, 2016
(date)

3820 East Main St
Street Address

Danville IL 61834
City, State, Zip

Timothy S. Lack
Signature of Plaintiff

Timothy S. Lack
Printed Name

#S05193
Prisoner Register Number

Signature of Attorney (if any)

On April 21st Alton Pd arrived at my home of 3233 Theresa St. Alton IL. I had a warrant of criminal trespass and domestic for my arrest. Alton P.d. Knocked at my door 2-3 times. I didn't answer. They didn't say they was kicking door in. They did. I had hands up was seated. They released K-9 dog. The dog attacked me while seated. Bit me on left outer calf, left inner thigh close to privates. I have many scars. K-9 dog attached to me. I was half on couch and floor. K-9 officer tazed me in chest instead of grabbing me and cuffing me. Two or three officers started striking me in face, head, neck, back, kicking me, stomped me, stomped left elbow right hand, left ankle. I had no guns, drugs ect. to explain this type of force. Didn't get up to run or fight or anything of that nature. I heard one of them state'n that they got me alone this time. They was at my house in March on domestic charge. This was approximately noon on 21st. They struck me so much they knocked me out for period of time. I have had

left eye issues, bad pain in left elbow and hand to this day. Rt collar bone area and neck ~~been~~ in pain. They cracked numerous bones I believe. Numbness in upper legs from knee to hips and in lower back, plus pain. I've had black out spells, dizziness, headaches, lazy eye feelings. From April 21st to end of June it was really bad. July to present is little better but still have issues with legs, back, eye, discomfort in elbow, hand neck and collar bone area. I told nurses at Madison County about problems I was having. They only addressed dog bites and X ray on elbow and hand and said I was getting old. Alton P.d. rushed me in and out of ~~the~~ Alton Memorial hospital. I don't think they were aware of all injuries. I had knots on head, black eye that you could tell I took head shots. They transferred me to Doc on warrants on May 12th 2016.

This excessive force was uncalled for. I was seated hands up. The officers involved ~~was~~ is Joel. C Bromaghin, Michael Beaber, Brian Brenner, Stephen January, Steven Bosaw. All are Alton P.d. officers